

**FOR FURTHER INFORMATION CONTACT:**

Philip Cannon, Program Manager,  
Atlanta Airports District Office, 1701  
Columbia Avenue, Suite 2-260, College  
Park, Georgia 30337-2747, 404-305-  
7152.

**Scott L. Seritt,**

Manager, Atlanta Airports District Office,  
Southern Region.

[FR Doc. 02-23117 Filed 9-11-02; 8:45 am]

**BILLING CODE 4910-13-M**

**DEPARTMENT OF TRANSPORTATION****Surface Transportation Board**

[STB Finance Docket No. 34248]

**Dallas, Garland & Northeastern  
Railroad, Inc.—Trackage Rights  
Exemption—Dallas Area Rapid Transit**

Dallas, Garland & Northeastern  
Railroad, Inc. (DGNO), has agreed to  
acquire by assignment from Union  
Pacific Railroad Company exclusive  
trackage rights over Dallas Area Rapid  
Transit's (DART) Elam Branch line  
between approximately milepost 308.80  
near Elam, TX, and approximately  
milepost 314.84 near Briggs, TX, a total  
distance of approximately 6.04 miles.<sup>1</sup>

The transaction was scheduled to be  
consummated on or shortly after August  
30, 2002, the effective date of the  
exemption (7 days after the exemption  
was filed).

The purpose of the trackage rights is  
to enable DGNO to provide freight rail  
service on DART's rail line.

As a condition to this exemption, any  
employees affected by the trackage  
rights will be protected by the  
conditions imposed in *Norfolk and  
Western Ry. Co.—Trackage Rights—BN*,  
354 I.C.C. 605 (1978), as modified in  
*Mendocino Coast Ry., Inc.—Lease and  
Operate*, 360 I.C.C. 653 (1980).

This notice is filed under 49 CFR  
1180.2(d)(7). If it contains false or  
misleading information, the exemption  
is void ab initio. Petitions to revoke the  
exemption under 49 U.S.C. 10502(d)  
may be filed at any time. The filing of  
a petition to revoke will not  
automatically stay the transaction.

An original and 10 copies of all  
pleadings, referring to STB Finance  
Docket No. 34248, must be filed with  
the Surface Transportation Board, 1925  
K Street, NW., Washington, DC 20423-  
0001. In addition, one copy of each

<sup>1</sup> An unredacted version of the Trackage Rights Agreement, as required by 49 CFR 1180.6(a)(7)(ii), was concurrently filed under seal along with the motion for a protective order. That motion was granted and a protective order was issued in a decision served on September 5, 2002.

pleading must be served on Gary  
Laakso, Vice President Regulatory  
Counsel, 5300 Broken Sound Blvd.,  
NW., 2nd Floor, Boca Raton, FL 44487.

Board decisions and notices are  
available on our Web site at  
“[www.stb.dot.gov](http://www.stb.dot.gov).”

Decided: September 5, 2002.

By the Board, David M. Konschnik,  
Director, Office of Proceedings.

**Vernon A. Williams,**

Secretary.

[FR Doc. 02-23093 Filed 9-11-02; 8:45 am]

**BILLING CODE 4915-00-P**

**DEPARTMENT OF THE TREASURY****Customs Service****Fees for Customs Services at User Fee  
Airports**

**AGENCY:** Customs Service, Treasury.

**ACTION:** General notice.

**SUMMARY:** This document advises the  
public of an increase in the fees charged  
user fee airports by Customs for  
providing Customs services at these  
designated facilities. These fees are  
based on actual costs incurred by  
Customs in purchasing equipment and  
providing training and one Customs  
inspector on a full-time basis, and, thus,  
merely represent reimbursement to  
Customs for services rendered. The fees  
to be increased are the initial fee  
charged for a user fee airport's first year  
after it signs a Memorandum of  
Agreement with Customs to become a  
user fee airport, and the annual fee  
thereafter charged user fee airports.

**EFFECTIVE DATE:** The new fees will be  
effective October 1, 2002, and will be  
reflected in quarterly, user fee airport  
billings issued on or after that date.

**FOR FURTHER INFORMATION CONTACT:**  
Cynthia Sargent, Budget Division, Office  
of Finance (202) 927-0609.

**SUPPLEMENTARY INFORMATION:****Background**

Section 236 of the Trade and Tariff  
Act of 1984 (Pub. L. 98-573, 98 Stat.  
2992) (codified at 19 U.S.C. 58b), as  
amended, authorizes the Secretary of  
the Treasury to make Customs services  
available at certain specified airports  
and at any other airport, seaport, or  
other facility designated by the  
Secretary pursuant to specified criteria,  
and to charge a fee for providing such  
services. (The list of user fee airports  
is found at § 122.15 of the Customs  
Regulations (19 CFR 122.15).) The fee  
that is charged is in an amount equal to  
the expenses incurred by the Secretary

in providing Customs services at the  
designated facility, which includes  
purchasing equipment and providing  
training and inspection services, *i.e.*,  
the salary and expenses of individuals  
employed by the Secretary to provide  
the Customs services. The fees being  
raised are the initial fee charged a user  
fee airport after it signs a Memorandum  
of Agreement with Customs so that it  
can begin operations (currently set at  
\$118,000), and the annual fee  
subsequently charged so that user fee  
airports can continue to offer Customs  
services at their facilities (currently set  
at \$88,500). The notice announcing the  
current user fee rates was published in  
the **Federal Register** (66 FR 48739) on  
September 21, 2001. The user fees  
charged a user fee airport are typically  
set forth in a Memorandum of  
Agreement between the user fee facility  
and Customs. While the amount of these  
fees are agreed to be at flat rates, they  
are periodically adjustable, as costs and  
circumstances change.

**Adjustment of User Fee Airport Fees**

Customs has determined that, in order  
for the user fee to fully reimburse  
Customs for expenses incurred in  
providing requested services, the initial  
fee must be increased from \$118,000 to  
\$129,125, and the recurring annual fee  
subsequently charged must be increased  
from \$88,500 to \$115,400. Since  
inception, Headquarters has  
administered the program through the  
assignment of resources on a part time  
basis. The Headquarters' costs have  
been included in the fees. The program  
has experienced significant growth and,  
consequently, related costs for  
providing Headquarters' administrative  
services have increased to a level  
necessary for Customs to dedicate a  
permanent resource at Headquarters to  
manage and administer the program on  
a full time basis. The added resource  
will enable Customs to more adequately  
and efficiently manage the program. The  
increase in the recurring annual fee  
covers the increased costs. The new fees  
will be effective October 1, 2002, and  
will be reflected in quarterly, user fee  
airport billings issued on or after that  
date.

Dated: September 6, 2002.

**Carol A. Dunham,**

Acting Assistant Commissioner, Office of  
Finance.

[FR Doc. 02-23232 Filed 9-11-02; 8:45 am]

**BILLING CODE 4820-02-P**